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6 Attorneys for Plaintiff  
Facebook, Inc.

7  
8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION  
11

12 FACEBOOK, INC.,

Case No. 5:07-CV-01389-RS

13 Plaintiff,

14 v.

15 CONNECTU LLC, PACIFIC NORTHWEST  
16 SOFTWARE and WINSTON WILLIAMS,

17 Defendants.  
18

**DECLARATION OF I. NEEL  
CHATTERJEE IN SUPPORT OF  
FACEBOOK'S MOTION FOR  
EXPEDITED DISCOVERY RE  
PERSONAL JURISDICTION**

Date: May 16, 2007  
Time: 9:30 A.M.  
Dept.: 4  
Judge: Honorable Richard Seeborg

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1 I, Neel Chatterjee, declare as follows:

2 1. I am an attorney with the law firm of Orrick, Herrington & Sutcliffe LLP,  
3 counsel for Plaintiff The Facebook, Inc. I make this Declaration in support of Facebook's Motion  
4 for Expedited Discovery re Personal Jurisdiction. I am an active member in good standing of the  
5 California State Bar. I have personal knowledge of the facts stated herein and if called as a  
6 witness, could and would competently testify thereto.

7 2. Facebook, Inc., headquartered in Palo Alto, California, developed and  
8 operates one of the most popular online "social networks" on the Internet, [www.facebook.com](http://www.facebook.com), in  
9 which college students and alumni interact with one another based upon existing friendships,  
10 collegiate allegiances, and common interests. *See* <http://www.facebook.com>.

11 3. ConnectU LLC, now a defunct Delaware Limited Liability Company,  
12 operates a largely unsuccessful competing website called [www.connectu.com](http://www.connectu.com). In December  
13 2004, and at all times thereafter, Facebook was in Palo Alto. ConnectU was aware of this fact  
14 and alleged as much in a related case in the District of Massachusetts.

15 4. After a half-year of discovery in both the California action and a parallel  
16 lawsuit filed by ConnectU against Facebook in the District of Massachusetts, Facebook learned  
17 sufficient facts to determine what roles PNS and Williams had played in the spamming of its  
18 website users.

19 5. Attached hereto as **Exhibit A** is a true and correct copy of relevant excerpts  
20 of the January 16, 2006 deposition of ConnectU LLC. **[FILED UNDER SEAL.]**

21 6. Attached hereto as **Exhibit B** is a true and correct copy of relevant excerpts  
22 of the August 9, 2005 deposition of ConnectU LLC.

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7. Attached hereto as **Exhibit C** is a true and correct copy of relevant excerpts of the January 29, 2007 deposition of Pacific Northwest Software.

I declare under penalty of perjury that the foregoing is true and correct. Executed  
this 5th day of April, 2007, at Menlo Park, California.

/s/ I. Neel Chatterjee/s/  
I. Neel Chatterjee